

MT LEGISLATIVE HISTORY

Chapter 181 1974

Bill H (S) 574

Original bill & hist. C

H. Committee on Health, Welfare and Safety

S. Committee on Health, Welfare and Safety

Hearing Date(s) Mar 02 ✓C

Hearing Date(s) Jan 18 ✓C

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Did this bill originate in an interim committee? Yes No

Committee

Report

MINUTES OF THE MEETING
PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE
MONTANA STATE SENATE

January 18, 1974

The third meeting of the Public Health, Welfare and Safety Committee was called to order by Chairman Flynn on the above date in Room 405 of the State Capitol Building at 10 a.m.

ROLL CALL: All members were present with the exception of Senators Lowe and McDonald.

CONSIDERATION OF SENATE BILL NO. 571: Senator Bollinger, sponsor of the bill, introduced Mr. Ted Carkulis of the Department of Social and Rehabilitation Services to discuss this bill. Mr. Carkulis explained that this bill would transfer medical assistance payments from the county poor fund to the state general fund. This would result in considerable savings to the counties, as indicated by a tabulation which he distributed to committee members (copy attached). In answer to an inquiry, Mr. Carkulis explained that Medicaid provides medical services to those people on some welfare program; whereas Medicare provides some medical services to those persons covered by social security. After considerable discussion, Senator Bollinger moved that SB571 DO PASS. The motion was seconded by Senator Breeden and carried unanimously.

CONSIDERATION OF SENATE BILL NO. 572: Mr. Carkulis explained that this is sort of a "housekeeping" bill to bring our statutes in line with federal administration. Senator Bollinger moved that SB572 DO PASS. The motion was seconded by Senator Zody and carried unanimously.

CONSIDERATION OF SENATE BILL NO. 573: Mr. Carkulis said that this bill is intended to fill a gap that will exist if SB572 is enacted. Senator Bollinger moved that SB573 DO PASS. The motion was seconded and carried unanimously.

CONSIDERATION OF SENATE BILL NO. 574: Mr. Carkulis said that this bill, too, is related to the transfer of adult categories to the social security act. Senator Bollinger moved that the bill, SB574, DO PASS. The motion was seconded by Senator Breeden and carried unanimously.

CONSIDERATION OF SENATE BILL NO. 462: Senator Lowe, sponsor of the bill, was unable to attend the meeting but had asked Senator Cochrane to express his feelings that there is no need for SB462 and that he would have no objections to the bill being killed. Senator Cochrane moved that SB462 DO NOT PASS. The motion was seconded by Senator Himsel and carried unanimously.

ROLL CALL

PUBLIC HEALTH, WELFARE
& SAFETY COMMITTEE

SECOND HALF - 43rd LEGISLATIVE SESSION 1974

Date 1-18-74

NAME	PRESENT	ABSENT	EXCUSED ?
Chairman FLYNN, Elmer - D.	X		
Vice-Chairman VAINIO, Leonard - D.	X		
BOLLINGER, Gordon - D.	X		
BREEDEN, J. W. - R.	X		
COCHRANE, Archie - R.	X		
HALL, Mrs. Boots - D.	X		
HIMSL, Matt - R.	X		
LOWE, William - R.		X	
MCDONALD, Jack - D.		X	
STORY, Pete - R.	X		
ZODY, A. A. - D.	X		

March 2, 1974

PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE PROCEEDINGS:

A meeting of the Public Health, Welfare and Safety Committee was held on Saturday, March 2, 1974, at 10:30 a.m. in Room 428A with Chairman Bob Lee presiding. All members were present, except Reps. Brown, Driscoll, Fagg, Hall, and Zimmer, who were excused.

SENATE BILL #542 -- SPONSOR: Sen. Gordon Bollinger. He introduced Mr. Ted Carkulis, SRS, who said this bill provides that a recipient of general relief must register and accept general relief work if the county has work available and is capable of performing. Rep. Norman asked whether this would be county work or any work available in the county or both. Mr. Carkulis replied that this would be work for the county as some counties have work-relief programs.

SENATE BILL #572 -- SPONSOR: Sen. Gordon Bollinger. Mr. Carkulis said the intent of this bill is to bring the statutes up-to-date with respect to conforming to federal statutes of aid to the blind and disabled. On January 1, 1974, this program was transferred to social security and entitled Supplement Security Income, so the state is no longer responsible for these people.

SENATE BILL #573 -- SPONSOR: Sen. Gordon Bollinger. Mr. Carkulis said this will give SRS the authority to continue what they have been doing by way of providing services to applicants and recipients who are blind or in danger of becoming blind. The amendments he submitted provide the bill with an effective date--attached.

SENATE BILL #574 -- SPONSOR: Sen. Gordon Bollinger. Mr. Carkulis said this bill will give SRS and county departments of public welfare the authority to accept the determination of eligibility for the state's Medicaid program of persons receiving medical assistance by the Social Security Administration, so as to avoid duplication of work. He said they will revise their standards so that they are in conformity with federal standards.

Witnesses were excused and the following action taken:

SENATE BILL #542 -- Rep. Jones moved that SENATE BILL #542 BE CONCURRED IN. Motion carried with Rep. Yardley abstaining because he had not been present when the testimony was given.

SENATE BILL #572 -- Rep. Asbjornson moved that SENATE BILL #572 BE CONCURRED IN. Motion carried.

SENATE BILL #573 -- Rep. Norman moved that SENATE BILL #573 be amended as suggested by Mr. Carkulis. Motion carried. Rep. Holmes then moved that SENATE BILL #573 AS AMENDED BE CONCURRED IN. Motion carried.

SENATE BILL #574 -- Rep. Marbut moved that SENATE BILL #574 BE CONCURRED IN. Motion carried.

SENATE BILL #301 -- Action was deferred since some of the committee members were absent.

SENATE BILL #440 -- Rep. McKittrick reported that the subcommittee was "progressing" with its research.

WITNESS STATEMENT

Name Jordan Hollinger

Date 3/2/74

Address Gloucester

Support ? ☒

Representing Self

Oppose ? ☐

Which Bill ? HR 542-572-573-574

Amend ? ☐

Comments:

Please leave prepared statement with the committee secretary.

WITNESS STATEMENT

Name Jack Casper

Date May 7, 1974

Address Helena

Support ? X

Representing Mont SRS

Oppose ?

Which Bill ? 542, 572, 573, 574

Amend ?

Comments:

Please leave prepared statement with the committee secretary.

in order to submit a bid or proposal for contracts advertised to be let by the Montana highway commission where federal aid is obtained from the bureau of public roads or the department of agriculture of the United States; neither shall a successful bidder be required to be licensed as provided herein before the awarding and execution of any contract to be let by the state highway commission where federal aid from the bureau of public roads or the department of agriculture of the United States is involved."

Approved March 12, 1974

CHAPTER NO. 181

AN ACT AMENDING SECTION 71-1520, R.C.M. 1947, TO AUTHORIZE THE STATE AND ITS COUNTIES TO ACCEPT THE FEDERAL SOCIAL SECURITY ADMINISTRATION'S DETERMINATION OF ELIGIBILITY FOR MEDICAL CARE; AND PROVIDING AN EFFECTIVE DATE.

Be it enacted by the Legislature of the State of Montana:

Section 1. Section 71-1520, R.C.M. 1947, is amended to read as follows:

"71-1520. **Investigation and determination of eligibility.** (a) The county department shall promptly investigate and determine the eligibility of each applicant under this act in accordance with the rules and regulations of the state department. Each applicant shall be informed of his right to a fair hearing and of the confidential nature of the information given. The county department shall determine whether or not the applicant is eligible for assistance under this act, and aid shall be furnished promptly to eligible persons. The county public welfare board shall review the determination of the eligibility or noneligibility made by the county department. Each applicant shall receive written notice of the decision concerning his application and right of appeal shall be secured to the applicant under the procedures of section 71-223.

(b) *Provided, however, the county departments of public welfare and the state department of social and rehabilitation services are hereby authorized to accept the federal social security administration's determination of eligibility for Supplemental Security Income, Title XVI of the Social Security Act, as qualifying such eligible individuals to receive medical assistance under this act. Where a federal determination has been made, the county will not investigate further, nor review the determination.*"

Section 2. This act shall be effective upon passage and approval.

Approved March 12, 1974

CHAPTER NO. 182

AN ACT TO AMEND SECTION 32-21-122, R.C.M. 1947, REQUIRING SAFETY CHAINS ON TRAILERS.

Be it enacted by the Legislature of the State of Montana:

Section 1. Section 32-21-122, R.C.M. 1947, is amended to read as follows:

"32-21-122. **Additional equipment required on certain vehicles.** In addition to other equipment required in this act the following vehicles shall be equipped as herein stated under the conditions stated in section 32-21-121.

(a) On every bus or truck, whatever its size, there shall be the following:

On the rear, two (2) reflectors, one (1) at each side, and one (1) stop light.

(b) On every bus or truck eighty (80) inches or more in over-all width, in addition to the requirements in paragraph (a):

On the front, two (2) clearance lamps, one (1) at each side.

On the rear, two (2) clearance lamps, one (1) at each side.

On each side, two (2) side marker lamps, one (1) at or near the front and one (1) at or near the rear.

On each side, two (2) reflectors, one (1) at or near the front and one (1) at or near the rear.

(c) On every truck-tractor:

On the front, two (2) clearance lamps, one (1) at each side.

On the rear, one (1) stop light.

(d) On every trailer or semitrailer having a gross weight in excess of three thousand (3,000) pounds:

On the front, two (2) clearance lamps, one (1) at each side.

On each side, two (2) side marker lamps, one (1) at or near the front and one (1) at or near the rear.

On each side, two (2) reflectors, one (1) at or near the front and one (1) at or near the rear.

On the rear, two (2) clearance lamps, one (1) at each side, also two (2) reflectors, one (1) at each side, and one (1) stop light.

(e) On every pole trailer in excess of three thousand (3,000) pounds gross weight:

On each side, one (1) side marker lamp and one (1) clearance lamp which may be in combination, to show to the front, side, and rear.

On the rear of the pole trailer or load, two (2) reflectors, one (1) at each side.

(f) On every trailer, semitrailer, or pole trailer weighing three thousand (3,000) pounds gross or less: